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- and -

Chris L. Dickerson, Esq. SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP 155 North Wacker Drive Chicago, Illinois 60606-7120 (312) 407-0700

Counsel to the Debtors and Debtors in Possession

> IN THE UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF VIRGINIA RICHMOND DIVISION

In re: Chapter 11

CIRCUIT CITY STORES, INC., : Case No. 08-35653 (KRH)

<u>et</u> <u>al</u>.,

Debtors. : Jointly Administered

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# THIRD SUPPLEMENTAL ORDER ON DEBTORS' TWENTY-SEVENTH OMNIBUS OBJECTION TO CLAIMS (DISALLOWANCE OF CERTAIN TAX CLAIMS FOR NO TAX LIABILITY)

THIS MATTER having come before the Court on the Debtors' Twenty-Seventh Omnibus Objection to Claims (Disallowance of Certain Tax Claims for No Tax Liability) (the "Objection"), and it appearing that due and proper notice and service of the Objection was given in compliance with Fed. R. Bankr. P. 3007 and 7004 and LBR 3007-1 and was good and sufficient and that no other further notice or service of the Objection need be given; and it appearing that certain parties filed responses to the Objection; and it appearing that this Court entered an Order on Debtors'

Twenty-Seventh Omnibus Objection To Claims (Docket No. 4807)

(the "Initial Order"); and it further appearing that the relief requested on the Objection is in the best interest of the Debtors, their estates and creditors and other parties-in-interest; and after due deliberation thereon good and sufficient cause exists for the granting of the relief as set forth herein,

## IT IS HEREBY ORDERED ADJUDGED AND DECREED THAT:

1. The claims identified on Exhibit A as attached hereto and incorporated herein are disallowed in their entirety for all purposes in these bankruptcy cases:

provided, however, that the disallowance of Claim No. 12773 is without prejudice to Claim No. 12776 asserted against Circuit City Stores, Inc., and disallowance of Claim Nos. 12909, 12893, 12889, 12888, 12910, 12891, 12894, 12900, 12890, 12892, 12899, 13016, 12895 is without prejudice to Claim No. 12901 asserted against Circuit City Stores, Inc.

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2. The Debtors' rights to object to any claim,

including (without limitation) the claims in the Objection,

on any grounds that the applicable law permits are not

waived and are expressly reserved.

3. This Court shall retain jurisdiction with respect

to all matters arising from or related to the implementation

or interpretation of this Order.

4. To the extent this Order conflicts with the Initial

Order, this Order shall control.

5. The Debtors shall serve a copy of this Order on the

claimants included on Exhibit A to this Order on or before

five (5) business days from the entry of this Order.

Dated: Richmond, Virginia

Mar 17 2010 , 2010

/s/ Kevin Huennekens

HONORABLE KEVIN R. HUENNEKENS

UNITED STATES BANKRUPTCY JUDGE

Entered on docket: March 18 2010

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WE ASK FOR THIS:

Gregg M. Galardi, Esq.
Ian S. Fredericks, Esq.
SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP
One Rodney Square
PO Box 636
Wilmington, Delaware 19899-0636
(302) 651-3000

- and -

Chris L. Dickerson, Esq. SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP 155 North Wacker Drive Chicago, Illinois 60606-1720 (312) 407-0700

- and -

/s/ Douglas M. Foley
Dion W. Hayes (VSB No. 34304)
Douglas M. Foley (VSB No. 34364)
MCGUIREWOODS LLP
One James Center
901 E. Cary Street
Richmond, Virginia 23219
(804) 775-1000

Counsel to the Debtors and Debtors in Possession

## CERTIFICATION OF ENDORSEMENT UNDER LOCAL RULE 9022-1(C)

Pursuant to Local Bankruptcy Rule 9022-1(C), I hereby certify that the foregoing proposed order has been endorsed by or served upon all necessary parties.

/s/ Douglas M. Foley\_\_\_\_\_\_
Douglas M. Foley

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Third Supplemental Order On Tax No Liability -Disallowed

## **EXHIBIT A**

CREDITOR'S NAME AND ADDRESS	CLAIM NUMBER	ASSERTED CLAIM AMOUNT *		DATE FILED	DOCKETED DEBTOR
CLARK COUNTY TREASURER ATTY FRANK BALLARD 425 E 7TH ST JEFFERSONVILLE, IN 47130	2073	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	\$5,357.36 \$5,357.36	12/30/2008	CIRCUIT CITY STORES, INC. (08-35653)
MAINE STATE TREASURERS OFFICE LUCINDA E WHITE ASSISTANT ATTORNEY GENERAL OFFICE OF THE ATTORNEY GENERAL 6 STATE HOUSE STATION AUGUSTA, ME 04333-0006	12773	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	\$49,514.58 \$49,514.58	05/01/2009	CIRCUIT CITY PURCHASING COMPANY, LLC (08-35657)
PENNSYLVANIA STATE TREASURY UNCLAIMED PROPERTY DIVISION PO BOX 1837 HARRISBURG, PA 17105-2740	12909	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	UNL	05/07/2009	CIRCUIT CITY PROPERTIES, LLC (08-35661)
PENNSYLVANIA STATE TREASURY UNCLAIMED PROPERTY DIVISION PO BOX 1837 HARRISBURG, PA 17105-2740	12893	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	UNL	05/07/2009	COURCHEVEL, LLC (08-35664)
PENNSYLVANIA STATE TREASURY UNCLAIMED PROPERTY DIVISION PO BOX 1837 HARRISBURG, PA 17105-2740	12889	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	UNL	05/07/2009	CC DISTRIBUTION COMPANY OF VIRGINIA, INC. (08-35659)

<sup>&</sup>quot;UNL" denotes an unliquidated claim.

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Third Supplemental Order On Tax No Liability -Disallowed

#### **EXHIBIT A**

CREDITOR'S NAME AND ADDRESS	CLAIM NUMBER	ASSERTED CLAIM AMOUNT *		DATE FILED	DOCKETED DEBTOR
PENNSYLVANIA STATE TREASURY UNCLAIMED PROPERTY DIVISION PO BOX 1837 HARRISBURG, PA 17105-2740	12888	Secured: Priority: Administrative 503(b)(9): Unsecured:	UNL	05/07/2009	PRAHS, INC. (08-35670)
		Reclamation:  Total:	UNL		
PENNSYLVANIA STATE TREASURY UNCLAIMED PROPERTY DIVISION PO BOX 1837 HARRISBURG, PA 17105-2740	12910	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	UNL	05/07/2009	CIRCUIT CITY STORES PR, LLC (08-35660)
PENNSYLVANIA STATE TREASURY UNCLAIMED PROPERTY DIVISION PO BOX 1837 HARRISBURG, PA 17105-2740	12891	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation: Total:	UNL	05/07/2009	MAYLAND MN, LLC (08-35666)
PENNSYLVANIA STATE TREASURY UNCLAIMED PROPERTY DIVISION PO BOX 1837 HARRISBURG, PA 17105-2740	12894	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	UNL	05/07/2009	KINZER TECHNOLOGY, LLC (08-35663)
PENNSYLVANIA STATE TREASURY UNCLAIMED PROPERTY DIVISION PO BOX 1837 HARRISBURG, PA 17105-2740	12900	Secured: Priority: Administrative 503(b)(9): Unsecured: Reclamation:	UNL	05/07/2009	INTERTAN, INC. (08-35655)

<sup>&</sup>quot;UNL" denotes an unliquidated claim.

Case 08-35653-KRH Doc 6926 Filed 03/20/10 Entered 03/21/10 00:42:20 Desc In re: Circuit City Stores, Inc, el maged Certificate of Service Page Front Byenty-Seventh Omnibus Objection to Claims Case No. 08-35653-KRH

Third Supplemental Order On Tax No Liability -Disallowed

#### **EXHIBIT A**

CREDITOR'S NAME AND ADDRESS	CLAIM NUMBER	ASSERTED CLAIM AMOUNT *		DATE FILED	DOCKETED DEBTOR
PENNSYLVANIA STATE TREASURY UNCLAIMED PROPERTY DIVISION PO BOX 1837 HARRISBURG, PA 17105-2740	12890	Secured: Priority: Administrative 503(b)(9):		05/07/2009	PATAPSCO DESIGNS, INC. (08-35667)
		Unsecured: Reclamation:	UNL		
		Total:	UNL		
PENNSYLVANIA STATE TREASURY UNCLAIMED PROPERTY DIVISION PO BOX 1837 HARRISBURG, PA 17105-2740	12892	Secured: Priority: Administrative 503(b)(9): Unsecured:	UNL	05/07/2009	ABBOTT ADVERTISING AGENCY, INC. (08-35665)
		Reclamation:			
		Total:	UNL		
PENNSYLVANIA STATE TREASURY UNCLAIMED PROPERTY DIVISION PO BOX 1837 HARRISBURG, PA 17105-2740	12899	Secured: Priority: Administrative 503(b)(9):	IN	05/07/2009	VENTOUX INTERNATIONAL, INC. (08-35656)
		Unsecured: Reclamation:	UNL		
		Total:	UNL		
PENNSYLVANIA STATE TREASURY UNCLAIMED PROPERTY DIVISION PO BOX 1837 HARRISBURG, PA 17105-2740	13016	Secured: Priority: Administrative 503(b)(9):		05/07/2009	XSSTUFF, LLC (08-35669)
		Unsecured: Reclamation:	UNL		
		Total:	UNL		
PENNSYLVANIA STATE TREASURY UNCLAIMED PROPERTY DIVISION PO BOX 1837 HARRISBURG, PA 17105-2740	12895	Secured: Priority: Administrative 503(b)(9):		05/07/2009	ORBYX ELECTRONICS, LLC (08-35662)
		Unsecured: Reclamation:	UNL		
		Total:	UNL		

Total: 15 \$54,871.94

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District/off: 0422-7 Case: 08-35653

NONE.

User: frenchs Form ID: pdforder

Page 1 of 1 Total Noticed: 1 Date Rcvd: Mar 18, 2010

The following entities were noticed by first class mail on Mar 20, 2010.

aty +Gregg M. Galardi, Skadden Arps Slate Meagher, & Flom LLP, One Rodney Sq.,

Wilmington, DE 19899-0636 PO Box 636,

The following entities were noticed by electronic transmission.

TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

TOTAL: 0

Addresses marked  $^{\prime +\prime}$  were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Mar 20, 2010

Joseph Spections